

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 2845 OF 2005

IN

FIRST APPEAL NO. 354 OF 2005

Simon Francis Quinney & Ors.. ... Applicants.

Versus

The Municipal Corporation of
Greater Mumbai & Anr.. ... Respondents.

Mr. J. P. Thakkar for the Applicants.

Mr. J. Xavier for Respondent No.1.

CORAM: D.G.DESHPANDE, J.

DATE : 22ND JULY, 2005

P.C.:

This appeal is admitted. Status quo was granted, which came to be vacated on 14th June, 2005 on account of non-payment of Bhatta. This application is for setting aside that order.

2. According to the Appellants, if status quo is not continued they will suffer irreparable loss because status quo was in existence in their favour from 1977. In view of this fact, this application is allowed. Status quo to continue until the Appeal is disposed of.

3. The Appellants to prepare paper book without fail. Thereafter due date for a fix hearing will be given for final hearing. If the paper book is not prepared within 10 weeks, the status quo granted to the Appellants will come to an end automatically without reference to the Court.

4. Civil Application is disposed of, accordingly.

Sd/-

(D.G.DESHPANDE, J.)